

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Int'l Brotherhood of Electrical Workers  
Local 595 Health & Welfare Trust Fund, et  
al

CASE NO. C05-3189 JCS

Plaintiff(s),

v.

BCS Insurance Company; et al.

STIPULATION AND ~~[PROPOSED]~~  
ORDER SELECTING ADR PROCESS

Defendant(s).

\_\_\_\_\_ /

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

**Court Processes:**

Non-binding Arbitration (ADR L.R. 4)  
Early Neutral Evaluation (ENE) (ADR L.R. 5)  
Mediation (ADR L.R. 6)

*(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)*

**Private Process:**

✓ Private ADR (*please identify process and provider*) \_\_\_\_\_

The parties have agreed to binding arbitration before the American Arbitration Association under the Commercial Arbitration Rules.

The parties agree to hold the ADR session by:

the presumptive deadline (*The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.*)

✓ other requested deadline April 18, 2006

Dated: 11/18/2005

/s/ Philip C. Monrad  
Attorney for Plaintiff

Dated: 11/18/2005

/s/ Gayle I. Jenkins  
Attorney for Defendant

**[PROPOSED] ORDER**

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

Non-binding Arbitration

Early Neutral Evaluation (ENE)

Mediation

✓ Private ADR

Deadline for ADR session

90 days from the date of this order.

✓ other April 18, 2006

IT IS SO ORDERED.

Dated: November 22, 2005

  
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Joseph C. Spero  
UNITED STATES MAGISTRATE JUDGE